

DISTRICT COURT
 OF NEW YORK

5724

x

•

•

•

•

•

1

•

•

•

•

•

•

:

:

x

x

x

x

x

x

x

3. Venue in this District is proper. See 28 U.S.C. §§ 1391(b), 1400(a). Although the true identity of each Defendant is unknown to Plaintiffs at this time, on information and belief, each Defendant may be found in this District and/or a substantial part of the acts of infringement complained of herein occurred in this District. On information and belief, personal jurisdiction in this District is proper because each Defendant, without consent or permission of the copyright owner, disseminated over the Internet copyrighted works owned and/or controlled by Plaintiffs. On information and belief, such illegal dissemination occurred in every jurisdiction in the United States, including this one. In addition, each Defendant contracted with an Internet Service Provider ("ISP") found in this District to provide each Defendant with the access to the Internet which facilitated Defendants' infringing activities.

PARTIES

4. Plaintiff Elektra Entertainment Group Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of New York.

5. Plaintiff Arista Records LLC is a limited liability company duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of New York.

6. Plaintiff Atlantic Recording Corporation is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of New York.

7. Plaintiff BMG Music is a general partnership duly organized and existing under the laws of the State of New York, with its principal place of business in the State of New York.

8. Plaintiff Capitol Records, LLC is a limited liability company duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of New York.

9. Plaintiff Interscope Records is a California general partnership, with its principal place of business in the State of California.

10. Plaintiff Loud Records LLC is a limited liability company duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of New York.

11. Plaintiff Motown Record Company, L.P. is a limited partnership duly organized and existing under the laws of the State of California, with its principal place of business in the State of California.

12. Plaintiff Priority Records LLC is a limited liability company with its principal place of business in the State of California.

13. Plaintiff SONY BMG MUSIC ENTERTAINMENT is a Delaware general partnership, with its principal place of business in the State of New York.

14. Plaintiff UMG Recordings, Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of California.

15. Plaintiff Warner Bros. Records Inc. is a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of California.

16. Plaintiff ZOMBA RECORDING LLC is a limited liability company duly organized and existing under the laws of the State of Delaware, with its principal place of business in the State of New York.

17. The true names and capacities of Defendants are unknown to Plaintiffs at this time. Each Defendant is known to Plaintiffs only by the Internet Protocol ("IP") address assigned to that Defendant by his or her ISP on the date and time of that Defendant's infringing activity. See Exhibit A. Plaintiffs believe that information obtained in discovery will lead to the identification of each Defendant's true name.

18. Although Plaintiffs do not know the true names of Defendants, each Defendant is alleged to have committed violations of the same law (e.g., copyright law), by committing the same acts (e.g., the downloading and distribution of copyrighted sound recordings owned by Plaintiffs), and by using the same means (e.g., a file-sharing network) that each Defendant accessed via the same ISP. Accordingly, Plaintiffs' right to relief arises out of the same series of transactions or occurrences, and there are questions of law or fact common to all Defendants such that joinder is warranted and appropriate here.

COUNT I INFRINGEMENT OF COPYRIGHTS

19. Plaintiffs incorporate herein by this reference each and every allegation contained in each paragraph above.

20. Plaintiffs are, and at all relevant times have been, the copyright owners or licensees of exclusive rights under United States copyright law with respect to certain copyrighted sound recordings, including, but not limited to, all of the copyrighted sound recordings on Exhibit A to this Complaint (collectively, these copyrighted sound recordings shall be identified as the "Copyrighted Recordings"). Each of the Copyrighted Recordings is the

subject of a valid Certificate of Copyright Registration issued by the Register of Copyrights to each Plaintiff as specified on each page of Exhibit A.

21. Among the exclusive rights granted to each Plaintiff under the Copyright Act are the exclusive rights to reproduce the Copyrighted Recordings and to distribute the Copyrighted Recordings to the public.

22. Plaintiffs are informed and believe that each Defendant, without the permission or consent of Plaintiffs, has continuously used, and continues to use, an online media distribution system to download and/or distribute to the public certain of the Copyrighted Recordings. Exhibit A identifies on a Defendant-by-Defendant basis (one Defendant per page) the IP address with the date and time of capture and a list of copyrighted recordings that each Defendant has, without the permission or consent of Plaintiffs, downloaded and/or distributed to the public. Through his or her continuous and ongoing acts of downloading and/or distributing to the public the Copyrighted Recordings, each Defendant has violated Plaintiffs' exclusive rights of reproduction and distribution. Each Defendant's actions constitute infringement of Plaintiffs' copyrights and/or exclusive rights under copyright. (In addition to the sound recordings listed for each Defendant on Exhibit A, Plaintiffs are informed and believe that each Defendant has, without the permission or consent of Plaintiffs, continuously downloaded and/or distributed to the public additional sound recordings owned by or exclusively licensed to Plaintiffs or Plaintiffs' affiliate record labels, and Plaintiffs believe that such acts of infringement are ongoing. Exhibit A includes the currently-known total number of audio files being distributed by each Defendant.)

23. Plaintiffs have placed proper notices of copyright pursuant to 17 U.S.C. § 401 on each respective album cover of each of the sound recordings identified in Exhibit A. These

notices of copyright appeared on published copies of each of the sound recordings identified in Exhibit A. These published copies were widely available, and each of the published copies of the sound recordings identified in Exhibit A was accessible by each Defendant.

24. Plaintiffs are informed and believe that the foregoing acts of infringement have been willful, intentional, and in disregard of and with indifference to the rights of Plaintiffs.

25. As a result of each Defendant's infringement of Plaintiffs' copyrights and exclusive rights under copyright, Plaintiffs are entitled to statutory damages pursuant to 17 U.S.C. § 504(c) against each Defendant for each infringement by that Defendant of each copyrighted recording. Plaintiffs further are entitled to their attorneys' fees and costs pursuant to 17 U.S.C. § 505.

26. The conduct of each Defendant is causing and, unless enjoined and restrained by this Court, will continue to cause Plaintiffs great and irreparable injury that cannot fully be compensated or measured in money. Plaintiffs have no adequate remedy at law. Pursuant to 17 U.S.C. §§ 502 and 503, Plaintiffs are entitled to injunctive relief prohibiting each Defendant from further infringing Plaintiffs' copyrights, and ordering that each Defendant destroy all copies of copyrighted sound recordings made in violation of Plaintiffs' exclusive rights.

WHEREFORE, Plaintiffs pray for judgment against each Defendant as follows:

1. For an injunction providing:

"Defendant shall be and hereby is enjoined from directly or indirectly infringing Plaintiffs' rights under federal or state law in the Copyrighted Recordings and any sound recording, whether now in existence or later created, that is owned or controlled by Plaintiffs (or any parent, subsidiary, or affiliate record label of Plaintiffs) ("Plaintiffs' Recordings"), including without limitation by using the Internet or any online media distribution system to reproduce (*i.e.*, download) any of Plaintiffs' Recordings or to distribute (*i.e.*, upload) any of Plaintiffs' Recordings, except pursuant to a lawful license or with the express authority of

Plaintiffs. Defendant also shall destroy all copies of Plaintiffs' Recordings that Defendant has downloaded onto any computer hard drive or server without Plaintiffs' authorization and shall destroy all copies of those downloaded recordings transferred onto any physical medium or device in Defendant's possession, custody, or control."

2. For statutory damages for each infringement of each Copyrighted Recording pursuant to 17 U.S.C. § 504.

3. For Plaintiffs' costs in this action.

4. For Plaintiffs' reasonable attorneys' fees incurred herein.

5. For such other and further relief as the Court may deem just and proper.

Dated: New York, New York
June 26, 2008

By: 

Brian E. Moran (BM-8573)
Victor B. Kao (VK-6967)
Robinson & Cole LLP
885 Third Avenue, Suite 2800
New York, NY 10022-4834
Telephone: (212) 451-2900
Fax: (212) 451-2999

Exhibit A

EXHIBIT A DOE LIST

Doe # 1	IP Address: 160.39.188.40 2007-12-19 17:35:45 EST Case ID: 152449604
Doe # 2	IP Address: 160.39.137.124 2008-02-07 18:34:11 EST Case ID: 158395334
Doe # 3	IP Address: 160.39.194.245 2008-02-14 07:13:59 EST Case ID: 159118640
Doe # 4	IP Address: 160.39.210.2 2008-02-18 12:46:15 EST Case ID: 159602817
Doe # 5	IP Address: 160.39.50.37 2008-02-21 14:51:35 EST Case ID: 159974576
Doe # 6	IP Address: 160.39.244.46 2008-03-03 19:33:40 EST Case ID: 161268678
Doe # 7	IP Address: 160.39.157.158 2008-04-03 12:26:48 EDT Case ID: 165124894
Doe # 8	IP Address: 160.39.104.34 2008-04-04 20:47:34 EDT Case ID: 165319994
Doe # 9	IP Address: 160.39.130.41 2008-04-10 11:23:06 EDT Case ID: 166029483
Doe # 10	IP Address: 160.39.51.80 2008-04-22 07:01:56 EDT Case ID: 167366204
Doe # 11	IP Address: 160.39.195.61 2008-04-27 05:53:12 EDT Case ID: 167888024
Doe # 12	IP Address: 160.39.177.75 2008-04-28 12:51:16 EDT Case ID: 168037719

EXHIBIT A

IP Address: 160.39.188.40 2007-12-19 17:35:45 EST

CASE ID# 152449604

P2P Network: Gnutella

Total Audio Files: 130

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
Zomba Recording LLC	A Tribe Called Quest	Sucka Nigga	Midnight Marauders	185-359
SONY BMG MUSIC ENTERTAINMENT	Meat Loaf	Paradise By The Dashboard Light	Bat Out Of Hell	N46849
Warner Bros. Records Inc.	Barenaked Ladies	One Week	Stunt	257-724
UMG Recordings, Inc.	Hoobastank	The Reason	The Reason	339-555
SONY BMG MUSIC ENTERTAINMENT	Johnny Kemp	Just Got Paid	Secrets of Flying	92-433

AO 121 (6/90)

TO: Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
---	--

In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input checked="" type="checkbox"/> ACTION ~ APPEAL		COURT NAME AND LOCATION United States District Court Southern District of New York 500 Pearl Street New York, NY 10007-1312
DOCKET NO.	DATE FILED	
PLAINTIFF ELEKTRA ENTERTAINMENT GROUP INC.; ARISTA RECORDS LLC; ATLANTIC RECORDING CORPORATION; BMG MUSIC; CAPITOL RECORDS, LLC; INTERSCOPE RECORDS; LOUD RECORDS LLC; MOTOWN RECORD COMPANY, L.P.; PRIORITY RECORDS LLC; SONY BMG MUSIC ENTERTAINMENT; UMG RECORDINGS, INC.; WARNER BROS. RECORDS INC.; and ZOMBA RECORDING LLC		DEFENDANT DOES 1 - 12
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK
1	See Exhibit A, attached.	
2		
3		
4		
5		

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK	
1			
2			
3			

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached:

COPY ATTACHED <input type="checkbox"/> Order <input type="checkbox"/> Judgment	WRITTEN OPINION ATTACHED <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE RENDERED
CLERK	(BY) DEPUTY CLERK	DATE

*U.S.G.P.O. 1982-374-279

Copy 1 – Upon initiation of action, mail this copy to Register of Copyrights.

EXHIBIT A**IP Address:** 160.39.137.124 2008-02-07 18:34:11 EST**CASE ID#** 158395334**P2P Network:** Gnutella**Total Audio Files:** 182

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
Elektra Entertainment Group Inc.	Eagles	Hotel California	Hotel California	N38950
Loud Records LLC	Wu-Tang Clan	Gravel Pit	The W	298-336
Warner Bros. Records Inc.	Neil Young	Hey Hey	This Note's For You	91-113
Warner Bros. Records Inc.	Van Halen	Panama	1984 (MCMLXXXIV)	52-319
UMG Recordings, Inc.	50 Cent	Hate It Or Love It	The Massacre	366-051
Arista Records LLC	Clipse	Cot Damn	Lord Willin'	321-673

EXHIBIT A**IP Address:** 160.39.194.245 2008-02-14 07:13:59 EST**CASE ID#** 159118640**P2P Network:** Gnutella**Total Audio Files:** 666

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
Warner Bros. Records Inc.	Green Day	Hitchin' A Ride	Nimrod	244-558
Warner Bros. Records Inc.	Van Halen	Panama	1984 (MCMLXXXIV)	52-319
Warner Bros. Records Inc.	Green Day	American Idiot	American Idiot	362-125
Warner Bros. Records Inc.	Green Day	Minority	Warning	288-352
SONY BMG MUSIC ENTERTAINMENT	Train	Train	Train	298-334
UMG Recordings, Inc.	Kanye West	Never Let Me Down	College Dropout	347-391

AO 121 (6/90)

TO: Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
---	--

In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input checked="" type="checkbox"/> ACTION ~ APPEAL		COURT NAME AND LOCATION United States District Court Southern District of New York 500 Pearl Street New York, NY 10007-1312
DOCKET NO.	DATE FILED	
PLAINTIFF ELEKTRA ENTERTAINMENT GROUP INC.; ARISTA RECORDS LLC; ATLANTIC RECORDING CORPORATION; BMG MUSIC; CAPITOL RECORDS, LLC; INTERSCOPE RECORDS; LOUD RECORDS LLC; MOTOWN RECORD COMPANY, L.P.; PRIORITY RECORDS LLC; SONY BMG MUSIC ENTERTAINMENT; UMG RECORDINGS, INC.; WARNER BROS. RECORDS INC.; and ZOMBA RECORDING LLC		DEFENDANT DOES 1 - 12
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK
1	See Exhibit A, attached.	
2		
3		
4		
5		

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY			
	<input type="checkbox"/> Amendment	<input type="checkbox"/> Answer	<input type="checkbox"/> Cross Bill	<input type="checkbox"/> Other Pleading
COPYRIGHT REGISTRATION NO.	TITLE OF WORK		AUTHOR OF WORK	
1				
2				
3				

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached:

COPY ATTACHED <input type="checkbox"/> Order <input type="checkbox"/> Judgment		WRITTEN OPINION ATTACHED <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE RENDERED
CLERK	(BY) DEPUTY CLERK		DATE

*U.S.G.P.O. 1982-374-279

Copy 2 – Upon filing of document adding copyright(s), mail this copy to Register of Copyrights.

EXHIBIT A

IP Address: 160.39.210.2 2008-02-18 12:46:15 EST

CASE ID# 159602817

P2P Network: Gnutella

Total Audio Files: 566

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
SONY BMG MUSIC ENTERTAINMENT	Michael Jackson	Billie Jean	Thriller	41-965
Zomba Recording LLC	R. Kelly	Burn It Up	TP.3 Reloaded	375-213
UMG Recordings, Inc.	Black Eyed Peas	My Humps	Monkey Business	378-166
SONY BMG MUSIC ENTERTAINMENT	Journey	Open Arms	Escape	30-088
Elektra Entertainment Group Inc.	Missy Elliott	4 My People	Miss E...So Addictive	297-686

EXHIBIT A

IP Address: 160.39.50.37 2008-02-21 14:51:35 EST

CASE ID# 159974576

P2P Network: Gnutella

Total Audio Files: 508

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
UMG Recordings, Inc.	Weezer	Island in the Sun	Weezer (Green Album)	297-030
UMG Recordings, Inc.	The Bravery	Tyrant	The Bravery	370-151
UMG Recordings, Inc.	Rihanna	Unfaithful	A Girl Like Me	387-137
UMG Recordings, Inc.	Weezer	In the Garage	Weezer (Blue Album)	187-644
Capitol Records, LLC	Billy Idol	Dancing With Myself	Billy Idol	39-673

AO 121 (6/90)

TO: Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
---	---

In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input checked="" type="checkbox"/> ACTION ~ APPEAL		COURT NAME AND LOCATION United States District Court Southern District of New York 500 Pearl Street New York, NY 10007-1312
DOCKET NO.	DATE FILED	
PLAINTIFF ELEKTRA ENTERTAINMENT GROUP INC.; ARISTA RECORDS LLC; ATLANTIC RECORDING CORPORATION; BMG MUSIC; CAPITOL RECORDS, LLC; INTERSCOPE RECORDS; LOUD RECORDS LLC; MOTOWN RECORD COMPANY, L.P.; PRIORITY RECORDS LLC; SONY BMG MUSIC ENTERTAINMENT; UMG RECORDINGS, INC.; WARNER BROS. RECORDS INC.; and ZOMBA RECORDING LLC		DEFENDANT DOES 1 - 12
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK
1	See Exhibit A, attached.	
2		
3		
4		
5		

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK	
1			
2			
3			

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached:

COPY ATTACHED <input type="checkbox"/> Order <input type="checkbox"/> Judgment	WRITTEN OPINION ATTACHED <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE RENDERED
CLERK	(BY) DEPUTY CLERK	DATE

*U.S.G.P.O. 1982-374-279

Copy 3 – Upon termination of action, mail this copy to Register of Copyrights.

EXHIBIT A**IP Address:** 160.39.244.46 2008-03-03 19:33:40 EST**CASE ID#** 161268678**P2P Network:** Gnutella**Total Audio Files:** 1734

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
UMG Recordings, Inc.	Aqua	Aquarius	Aquarius	284-437
Warner Bros. Records Inc.	Green Day	American Idiot	American Idiot	362-125
Warner Bros. Records Inc.	Morrissey	Tomorrow	Your Arsenal	146-326
Capitol Records, LLC	Duran Duran	Girls on Film	Duran Duran	32-401
Capitol Records, LLC	Billy Idol	Flesh for Fantasy	Rebel Yell	52-131
BMG Music	Brad Paisley	When I Get Where I'm Going	Time Well Wasted	366-007
Priority Records LLC	Ice Cube	It Was a Good Day	The Predator	169-617

EXHIBIT A**IP Address:** 160.39.157.158 2008-04-03 12:26:48 EDT**CASE ID#** 165124894**P2P Network:** Gnutella**Total Audio Files:** 211

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
UMG Recordings, Inc.	Erykah Badu	Next Lifetime	Baduizm	233-364
UMG Recordings, Inc.	Common	The Light	Like Water For Chocolate	279-993
UMG Recordings, Inc.	Nelly	My Place	Flap Your Wings (single)	360-664
UMG Recordings, Inc.	Musiq	Musiq Soulchild	Aijuswanaseing	291-528
UMG Recordings, Inc.	Jay-Z	What More Can I Say	The Black Album	337-758
BMG Music	Alicia Keys	Diary	The Diary of Alicia Keys	346-869
Interscope Records	No Doubt	Just A Girl	Tragic Kingdom	206-724
Motown Record Company, L.P.	Erykah Badu	In Love With You	Mama's Gun	295-614
UMG Recordings, Inc.	Common	Come Close	Come Close to Me (single)	323-854

AO 121 (6/90)

TO: Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
---	--

In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input checked="" type="checkbox"/> ACTION ~ APPEAL		COURT NAME AND LOCATION United States District Court Southern District of New York 500 Pearl Street New York, NY 10007-1312
DOCKET NO.	DATE FILED	
PLAINTIFF ELEKTRA ENTERTAINMENT GROUP INC.; ARISTA RECORDS LLC; ATLANTIC RECORDING CORPORATION; BMG MUSIC; CAPITOL RECORDS, LLC; INTERSCOPE RECORDS; LOUD RECORDS LLC; MOTOWN RECORD COMPANY, L.P.; PRIORITY RECORDS LLC; SONY BMG MUSIC ENTERTAINMENT; UMG RECORDINGS, INC.; WARNER BROS. RECORDS INC.; and ZOMBA RECORDING LLC		DEFENDANT DOES 1 - 12
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK
1	See Exhibit A, attached.	
2		
3		
4		
5		

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK	
1			
2			
3			

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached:

COPY ATTACHED <input type="checkbox"/> Order <input type="checkbox"/> Judgment	WRITTEN OPINION ATTACHED <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE RENDERED
CLERK	(BY) DEPUTY CLERK	DATE

*U.S.G.P.O. 1982-374-279

Copy 4 – In the event of an appeal, forward this copy to the Appellate Court so they can prepare a new AO 279 for the appeal.

EXHIBIT A**IP Address:** 160.39.104.34 2008-04-04 20:47:34 EDT**CASE ID#** 165319994**P2P Network:** Gnutella**Total Audio Files:** 69

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
UMG Recordings, Inc.	Sheryl Crow	Soak Up The Sun	C'Mon C'Mon	311-757
UMG Recordings, Inc.	Black Eyed Peas	Hey Mama	Elephunk	334-398
Elektra Entertainment Group Inc.	Jet	Are You Gonna Be My Girl	Get Born	343-668
UMG Recordings, Inc.	Kanye West	Workout Plan	College Dropout	347-391
Capitol Records, LLC	Yellowcard	Ocean Avenue	Ocean Avenue	343-413
UMG Recordings, Inc.	Soft Cell	Tainted Love	Non-Stop Erotic Cabaret	32-408
SONY BMG MUSIC ENTERTAINMENT	Beyonce	Crazy in Love	Dangerously in Love	342-236

EXHIBIT A**IP Address:** 160.39.130.41 2008-04-10 11:23:06 EDT**CASE ID#** 166029483**P2P Network:** Gnutella**Total Audio Files:** 590

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
SONY BMG MUSIC ENTERTAINMENT	Destiny's Child	Say My Name	The Writing's on the Wall	268-936
Warner Bros. Records Inc.	Goo Goo Dolls	Slide	Dizzy Up the Girl	246-538
Warner Bros. Records Inc.	Rod Stewart	All For Love	If We Fall In Love Tonight	229-785
UMG Recordings, Inc.	The Wallflowers	When You're On Top	Red Letter Days	321-390
UMG Recordings, Inc.	Counting Crows	Round Here	August and Everything After	172-267
Interscope Records	The Wallflowers	Invisible City	Bringing Down The Horse	221-889
UMG Recordings, Inc.	Nelly Furtado	Say It Right	Loose	387-509
UMG Recordings, Inc.	New Found Glory	The Story So Far	Sticks and Stones	308-874

AO 121 (6/90)

TO: Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
---	--

In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input checked="" type="checkbox"/> ACTION ~ APPEAL		COURT NAME AND LOCATION United States District Court Southern District of New York 500 Pearl Street New York, NY 10007-1312
DOCKET NO.	DATE FILED	
PLAINTIFF ELEKTRA ENTERTAINMENT GROUP INC.; ARISTA RECORDS LLC; ATLANTIC RECORDING CORPORATION; BMG MUSIC; CAPITOL RECORDS, LLC; INTERSCOPE RECORDS; LOUD RECORDS LLC; MOTOWN RECORD COMPANY, L.P.; PRIORITY RECORDS LLC; SONY BMG MUSIC ENTERTAINMENT; UMG RECORDINGS, INC.; WARNER BROS. RECORDS INC.; and ZOMBA RECORDING LLC		DEFENDANT DOES 1 - 12
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK
1	See Exhibit A, attached.	
2		
3		
4		
5		

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
COPYRIGHT REGISTRATION NO.	TITLE OF WORK	AUTHOR OF WORK	
1			
2			
3			

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached:

COPY ATTACHED <input type="checkbox"/> Order <input type="checkbox"/> Judgment	WRITTEN OPINION ATTACHED <input type="checkbox"/> Yes <input type="checkbox"/> No	DATE RENDERED
CLERK	(BY) DEPUTY CLERK	DATE

*U.S.G.P.O. 1982-374-279

Copy 5 – Case file copy.

EXHIBIT A**IP Address:** 160.39.51.80 2008-04-22 07:01:56 EDT**CASE ID#** 167366204**P2P Network:** Gnutella**Total Audio Files:** 268

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
SONY BMG MUSIC ENTERTAINMENT	Lauryn Hill	Ex-Factor	The Miseducation Of Lauryn Hill	254-183
BMG Music	Yanni	Standing In Motion	Out of Silence	92-871
Zomba Recording LLC	Justin Timberlake	Take It from Here	Justified	319-834
Capitol Records, LLC	MC Hammer	U Can't Touch This	Please Hammer, Don't Hurt 'Em	133-683
SONY BMG MUSIC ENTERTAINMENT	Beyonce	Baby Boy	Dangerously in Love	342-236
Warner Bros. Records Inc.	Joni Mitchell	Both Sides Now	Both Sides Now	275-916
SONY BMG MUSIC ENTERTAINMENT	Celine Dion	The Power of Love	The Colour of My Love	191-558
BMG Music	Kelly Clarkson	Because Of You	Breakaway	352-147

EXHIBIT A

IP Address: 160.39.195.61 2008-04-27 05:53:12 EDT

CASE ID# 167888024

P2P Network: Gnutella

Total Audio Files: 682

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
Warner Bros. Records Inc.	Green Day	Hitchin' A Ride	Nimrod	244-558
Warner Bros. Records Inc.	Green Day	American Idiot	American Idiot	362-125
SONY BMG MUSIC ENTERTAINMENT	Train	Train	Train	-298-334
Warner Bros. Records Inc.	Green Day	Minority	Warning	288-352
Warner Bros. Records Inc.	Van Halen	Panama	1984 (MCMLXXXIV)	52-319

EXHIBIT A**IP Address:** 160.39.177.75 2008-04-28 12:51:16 EDT**CASE ID#** 168037719**P2P Network:** Gnutella**Total Audio Files:** 541

<u>Copyright Owner</u>	<u>Artist</u>	<u>Recording Title</u>	<u>Album Title</u>	<u>SR#</u>
Warner Bros. Records Inc.	Michael Buble	Home	Home (single)	370-204
Elektra Entertainment Group Inc.	Third Eye Blind	Slow Motion	Blue	278-241
Warner Bros. Records Inc.	Goo Goo Dolls	Dizzy	Dizzy Up the Girl	246-538
Interscope Records	Eminem	Stan	The Marshall Mathers LP	287-944
Warner Bros. Records Inc.	Fleetwood Mac	Go Your Own Way	Rumours	N39857
SONY BMG MUSIC ENTERTAINMENT	Five for Fighting	100 Years	100 Years (single)	379-570
UMG Recordings, Inc.	Nelly	Batter Up	Country Grammar	281-782
Arista Records LLC	Annie Lennox	Walking On Broken Glass	Diva	145-693
Atlantic Recording Corporation	T.I.	Bring Em Out	Urban Legend	367-100